

**Suspend the Rules and Pass the Bill, H. R. 1107, With an
Amendment**

**(The amendment strikes all after the enacting clause and inserts a
complete new text)**

118TH CONGRESS
1ST SESSION

H. R. 1107

To direct the Secretary of State to take certain actions with respect to
the labeling of the People's Republic of China as a developing country,
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 21, 2023

Mrs. KIM of California (for herself and Mr. CONNOLLY) introduced the
following bill; which was referred to the Committee on Foreign Affairs

A BILL

To direct the Secretary of State to take certain actions
with respect to the labeling of the People's Republic
of China as a developing country, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “PRC Is Not a Devel-
5 oping Country Act”.

1 **SEC. 2. STATEMENT OF POLICY.**

2 It should be the policy of the United States—

3 (1) to oppose the labeling or treatment of the
4 People's Republic of China as a developing country
5 in any treaty or other international agreement to
6 which the United States is a party;

7 (2) to oppose the labeling or treatment of the
8 People's Republic of China as a developing country
9 in each international organization of which the
10 United States is a member; and

11 (3) to pursue the labeling or treatment of the
12 People's Republic of China as an upper middle in-
13 come country, high income country, or developed
14 country in each international organization of which
15 the United States is a member.

16 **SEC. 3. REPORT.**

17 Not later than 180 days after the date of the enact-
18 ment of this Act, the Secretary shall submit to the appro-
19 priate committees of Congress a report identifying all cur-
20 rent treaty negotiations in which—

21 (1) the proposed treaty develops different
22 standards for the enforcement of the treaty based on
23 the development status of the member states of the
24 treaty; and

25 (2) the People's Republic of China is under con-
26 sideration for becoming a party to the treaty.

1 **SEC. 4. MECHANISMS FOR CHANGING THE DEVELOPMENT**
2 **STATUS OF THE PEOPLE'S REPUBLIC OF**
3 **CHINA.**

4 (a) IN GENERAL.—In any international organization
5 of which the United States and the People's Republic of
6 China are both current member states, the Secretary, in
7 coordination with the heads of other Federal agencies and
8 departments as needed, shall pursue—

9 (1) changing the status of the People's Republic
10 of China from developing country to upper middle
11 income country, high income country, or developed
12 country if a mechanism exists in such organization
13 to make such a change in status;

14 (2) proposing the development of a mechanism
15 described in paragraph (1) to change the status of
16 the People's Republic of China in such organization
17 from developing country to developed country; or

18 (3) regardless of efforts made pursuant to para-
19 graphs (1) and (2), working to ensure that the Peo-
20 ple's Republic of China does not receive preferential
21 treatment or assistance within the organization as a
22 result of it having the status of a developing coun-
23 try.

24 (b) WAIVER.—The President may waive the applica-
25 tion of subsection (a) with respect to any international or-
26 ganization if the President notifies the appropriate com-

1 mittees of Congress, not later than 10 days before the date
2 on which the waiver shall take effect, that such a waiver
3 is in the national interests of the United States.

4 **SEC. 5. DEFINITIONS.**

5 In this Act:

6 (1) APPROPRIATE COMMITTEES OF CON-
7 GRESS.—The term “appropriate committees of Con-
8 gress” means—

9 (A) the Committee on Foreign Affairs of
10 the House of Representatives; and

11 (B) the Committee on Foreign Relations of
12 the Senate.

13 (2) SECRETARY.—The term “Secretary” means
14 the Secretary of State.